



## Senate

General Assembly

**File No. 269**

*January Session, 2005*

Substitute Senate Bill No. 1116

*Senate, April 12, 2005*

The Committee on Transportation reported through SEN. CIOTTO of the 9th Dist., Chairperson of the Committee on the part of the Senate, that the substitute bill ought to pass.

### **AN ACT AMENDING CERTAIN MOTOR VEHICLE STATUTES.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (b) of section 1-1h of the general statutes is  
2 repealed and the following is substituted in lieu thereof (*Effective July*  
3 *1, 2005*):

4 (b) An identity card shall expire within a period not exceeding four  
5 years from the date of issuance of such card. Each such card shall  
6 indicate its date of expiration. Any person who holds an identity card  
7 shall be notified by the commissioner before its expiration and may  
8 renew such card in such manner as the commissioner shall prescribe  
9 upon payment of a fee of fifteen dollars.

10 Sec. 2. Subdivision (44) of subsection (a) of section 14-1 of the  
11 general statutes is repealed and the following is substituted in lieu  
12 thereof (*Effective July 1, 2005*):

13 (44) "Manufacturer" means (A) a person, whether a resident or

14 nonresident, engaged in the business of constructing or assembling  
15 new motor vehicles of a type required to be registered by the  
16 commissioner, for operation upon any highway, except a utility trailer,  
17 which are offered for sale in this state, or (B) a person who distributes  
18 new motor vehicles to new car dealers licensed in this state.

19 Sec. 3. Subsection (a) of section 14-1 of the general statutes is  
20 amended by adding subdivision (99) as follows (*Effective July 1, 2005*):

21 (NEW) (99) "Camp vehicle" means any motor vehicle that is  
22 regularly used to transport persons under eighteen years of age in  
23 connection with the activities of any youth camp, as defined in section  
24 19a-420.

25 Sec. 4. Subsection (d) of section 14-12 of the general statutes is  
26 repealed and the following is substituted in lieu thereof (*Effective July*  
27 *1, 2005*):

28 (d) A motor vehicle registration certificate issued upon an  
29 application containing any material false statement is void from the  
30 date of its issue and shall be surrendered, upon demand, with any  
31 number plate or plates, to the commissioner. Any money paid for the  
32 registration certificate shall be forfeited to the state. No person shall  
33 obtain or attempt to obtain any registration for another by  
34 misrepresentation or impersonation and any registration so obtained  
35 shall be void. The commissioner may require each applicant for a  
36 motor vehicle registration to furnish personal identification  
37 satisfactory to the commissioner and may require any applicant who is  
38 a resident of this state to obtain a motor vehicle operator's license or an  
39 identification card issued pursuant to section 1-1h, as amended by this  
40 act. Any person who violates any provision of this subsection and any  
41 person who fails to surrender a falsely obtained motor vehicle  
42 registration or number plate or plates upon the demand of the  
43 commissioner shall be fined not more than two hundred dollars.

44 Sec. 5. Subsection (c) of section 14-36a of the general statutes is  
45 repealed and the following is substituted in lieu thereof (*Effective*

46    October 1, 2005):

47       (c) A commercial driver's license or a class D license that contains  
48    any of the following endorsements evidences that the holder meets the  
49    requirements of section 14-44:

50       "V"- authorizes the transportation of passengers in a student  
51    transportation vehicle, as defined in section 14-212, or any vehicle that  
52    requires an "A" or "F" endorsement;

53       "A"- authorizes the transportation of passengers in an activity  
54    vehicle or camp vehicle, as defined in section 14-1, as amended by this  
55    act, or any vehicle that requires an "F" endorsement; and

56       "F"- authorizes the transportation of passengers in a taxicab, motor  
57    vehicle in livery service, service bus or motor bus.

58    The commissioner may establish one or more restrictions on class D  
59    licenses, in accordance with regulations adopted in accordance with  
60    the provisions of chapter 54.

61       Sec. 6. Subsection (a) of section 14-44 of the general statutes is  
62    repealed and the following is substituted in lieu thereof (*Effective*  
63    *October 1, 2005*):

64       (a) (1) No person shall operate a commercial motor vehicle used for  
65    passenger transportation on any public highway of this state until he  
66    has obtained a commercial driver's license with a passenger  
67    endorsement from the commissioner, except a nonresident who holds  
68    such license with such endorsement issued by another state. (2) No  
69    person shall operate a school bus until he has obtained a commercial  
70    driver's license with a school bus endorsement, except that a person  
71    who holds such a license without such endorsements may operate a  
72    school bus without passengers for the purpose of road testing or  
73    moving the vehicle. (3) No person shall operate a student  
74    transportation vehicle, as defined in section 14-212, activity vehicle,  
75    camp vehicle, taxicab, motor vehicle in livery service, motor bus or  
76    service bus until he has obtained an operator's license bearing an

77 endorsement of the appropriate type from the commissioner issued in  
78 accordance with the provisions of this section and section 14-36a, as  
79 amended by this act.

80 Sec. 7. Subsection (a) of section 14-44h of the general statutes is  
81 repealed and the following is substituted in lieu thereof (*Effective from*  
82 *passage*):

83 (a) Each commercial driver's license shall be renewed quadrennially  
84 on the date of the operator's birthday. On and after [January]  
85 September 1, 2005, each applicant shall, at the time of the first renewal  
86 such commercial driver's license, provide the names of all states in  
87 which the applicant ever has been issued a motor vehicle operator's  
88 license. If the applicant has held a license in another state at any time  
89 during the preceding ten years, the commissioner shall request the  
90 driving history record or records from the state or states in which the  
91 applicant has been licensed. If the commissioner receives a request for  
92 a driving history record from another state regarding the holder of a  
93 commercial driver's license, the commissioner shall provide such  
94 record within thirty days, as required by the provisions of 49 CFR  
95 384.206, as amended.

96 Sec. 8. Section 14-64 of the general statutes is repealed and the  
97 following is substituted in lieu thereof (*Effective July 1, 2005*):

98 The commissioner may suspend or revoke the license or licenses of  
99 any licensee or impose a civil penalty of not more than one thousand  
100 dollars for each violation on any licensee or both, when, after notice  
101 and hearing, the commissioner finds that the licensee (1) has violated  
102 any provision of any statute or regulation of any state or any federal  
103 statute or regulation pertaining to its business as a licensee or has  
104 failed to comply with the terms of a final decision and order of any  
105 state department or federal agency concerning any such provision; or  
106 (2) has failed to maintain such records of transactions concerning the  
107 purchase, sale or repair of motor vehicles or major component parts, as  
108 required by such regulations as shall be adopted by the commissioner,  
109 for a period of two years after such purchase, sale or repairs, provided

110 the records shall include the vehicle identification number and the  
111 name and address of the person from whom each vehicle or part was  
112 purchased and to whom each vehicle or part was sold, if a sale  
113 occurred; or (3) has failed to allow inspection of such records by the  
114 commissioner or the commissioner's representative during normal  
115 business hours, provided written notice stating the purpose of the  
116 inspection is furnished to the licensee, or has failed to allow inspection  
117 of such records by any representative of the Division of State Police  
118 within the Department of Public Safety or any organized local police  
119 department, which inspection may include examination of the  
120 premises to determine the accuracy of such records; or (4) has made a  
121 false statement as to the condition, prior ownership or prior use of any  
122 motor vehicle sold, exchanged, transferred, offered for sale or repaired  
123 if the licensee knew or should have known that such statement was  
124 false; or (5) is not qualified to conduct the licensed business, applying  
125 the standards of section 14-51 and the applicable regulations; or (6) has  
126 violated any provision of sections 42-221 to 42-226, inclusive; or (7) has  
127 failed to fully execute or provide the buyer with (A) an order as  
128 described in section 14-62, (B) the properly assigned certificate of title,  
129 or (C) a temporary transfer or new issue of registration; or (8) has  
130 failed to deliver a motor vehicle free and clear of all liens, unless  
131 written notification is given to the buyer stating such motor vehicle  
132 shall be purchased subject to a lien; or (9) has violated any provision of  
133 sections 14-65f to 14-65j, inclusive; or (10) has used registration number  
134 plates issued by the commissioner, in violation of the provisions and  
135 standards set forth in sections 14-59 and 14-60 and the applicable  
136 regulations; or (11) has failed to secure or to account for or surrender  
137 to the commissioner on demand official registration plates or any other  
138 official materials in its custody. In addition to, or in lieu of, the  
139 imposition of any other penalties authorized by this section, the  
140 commissioner may order any such licensee to make restitution to any  
141 aggrieved customer.

142 Sec. 9. Subsection (a) of section 14-96p of the general statutes is  
143 repealed and the following is substituted in lieu thereof (*Effective from*  
144 *passage*):

145 (a) (1) No person shall display upon any motor vehicle any light  
146 visible from the front thereof other than white, yellow or amber, or any  
147 light other than red, yellow, amber or white visible from the rear  
148 thereof, except a light used with any school bus, without a [written]  
149 special permit from the commissioner, in accordance with the  
150 provisions of subsection (c) of section 14-96q, as amended by this act. If  
151 the Department of Transportation obtains from the commissioner such  
152 a permit covering more than one motor vehicle operated by the  
153 department, it may display the lights allowed under the permit on  
154 each such vehicle without placing a copy of the permit in each vehicle.

155 (2) Any vehicle accommodating fifteen or fewer handicapped  
156 students may use a flashing red light or lights during the time such  
157 vehicle is stopped for the purpose of receiving or discharging such  
158 handicapped students, any motor bus may carry a purple light or  
159 lights, any interstate public service vehicle may carry a green light or  
160 lights, any taxicab may carry a lunar white light or lights, and any  
161 interstate commercial motor vehicle may display green identification  
162 lights, in front thereof, as the commissioner may permit.

163 (3) A vehicle being operated by the chief executive officer of an  
164 emergency medical service organization, as defined in section 19a-175,  
165 an ambulance, as defined in section 19a-175, a vehicle being operated  
166 by a local fire marshal or a local director of emergency management  
167 may use a flashing red light or lights or flashing white head lamps and  
168 a flashing amber light while on the way to the scene of an emergency,  
169 except that an ambulance may use flashing lights of other colors  
170 specified by federal requirements for the manufacture of such vehicle.  
171 The chief executive officer of each such organization shall provide  
172 annually during the month of January, on forms provided by the  
173 commissioner, such officer's name and address and the registration  
174 number on the number plate or plates of the vehicle on which the  
175 authorized red light is or white head lamps and amber light are to be  
176 used. A vehicle being operated by a member of a volunteer fire  
177 department or company or a volunteer emergency medical technician  
178 may use flashing white head lamps, provided such member or

179 emergency medical technician is on the way to the scene of a fire or  
180 medical emergency and has received written authorization from the  
181 chief law enforcement officer of the municipality to use such head  
182 lamps. Such head lamps shall only be used within the municipality  
183 granting such authorization or from a personal residence or place of  
184 employment, if located in an adjoining municipality. Such  
185 authorization may be revoked for use of such head lamps in violation  
186 of this subdivision.

187 (4) Flashing or revolving white lights may not be displayed upon a  
188 motor vehicle except (A) on fire emergency apparatus, (B) on motor  
189 vehicles of paid fire chiefs and their deputies and assistants, up to a  
190 total of [four] five individuals per [municipality] department, and may  
191 be displayed in combination with flashing or revolving red lights, (C)  
192 on motor vehicles of volunteer fire chiefs and their deputies and  
193 assistants, up to a total of [four] five individuals per [municipality]  
194 department, and may be displayed in combination with flashing or  
195 revolving red lights, (D) as a means of indicating a right or left turn,  
196 (E) in conjunction with flashing red lights on an ambulance responding  
197 to an emergency call, or (F) on the top rear of any school bus. For the  
198 purpose of this subsection, the term "handicapped students" means  
199 mentally retarded, hard of hearing, deaf, speech-impaired, visually  
200 handicapped, emotionally disturbed, orthopedically impaired or other  
201 health-impaired students, or students with specific learning  
202 disabilities, who by reason thereof, require special education and  
203 related services; and the term "flashing white lights" shall not include  
204 the simultaneous flashing of head lamps.

205 Sec. 10. Subsection (c) of section 14-96q of the general statutes is  
206 repealed and the following is substituted in lieu thereof (*Effective from*  
207 *passage*):

208 (c) Flashing lights are prohibited on motor vehicles other than  
209 school buses, except (1) as a means for indicating a right or left turn, (2)  
210 flashing blue lights used by members of volunteer or civil  
211 preparedness fire companies, as provided by subsection (b) of section

212 14-96p, (3) on certain emergency and maintenance vehicles by  
213 [written] special permit from the commissioner, (4) flashing or  
214 revolving yellow lights on (A) wreckers registered pursuant to section  
215 14-66, or (B) vehicles of carriers in rural mail-delivery service or  
216 vehicles transporting or escorting any vehicle or load or combinations  
217 of vehicles or vehicles and load which is or are either oversize or  
218 overweight, or both, and operated or traveling under a permit issued  
219 by the Commissioner of Transportation pursuant to section 14-270, (5)  
220 flashing red lights (A) on a motor vehicle accommodating fifteen or  
221 fewer handicapped students used only during the time such vehicle is  
222 stopped for the purpose of receiving or discharging such handicapped  
223 students, (B) used by members of the fire police on a stationary vehicle  
224 as a warning signal during traffic directing operations at the scene of a  
225 fire, (C) on rescue vehicles, (D) used by chief executive officers of  
226 emergency medical service organizations as provided in subsection (a)  
227 of section 14-96p, as amended by this act, (E) ambulances, as defined in  
228 section 19a-175, or (F) used by local fire marshals or directors of  
229 emergency management, (6) flashing green lights used by members of  
230 volunteer ambulance associations or companies as provided in  
231 subsection (c) of section 14-96p, or (7) flashing white lights or flashing  
232 lights of other colors specified by federal requirements for the  
233 manufacture of an ambulance used in conjunction with flashing red  
234 lights or flashing head lamps and a flashing amber light on an  
235 ambulance responding to an emergency call. The prohibitions in this  
236 section shall not prevent the operator of a motor vehicle who while  
237 traveling on a limited access divided highway, because of the grade, is  
238 unable to maintain the minimum speed of forty miles per hour, or who  
239 while traveling on any other highway is operating such motor vehicle  
240 at such slow speed as to obstruct or endanger following traffic, or the  
241 operator of a disabled vehicle stopped on a hazardous location on the  
242 highway, or in close proximity thereto, from flashing lights, installed  
243 on the vehicle primarily for other purposes, in any manner that the  
244 operator selects so as to indicate that such vehicle is traveling slowly,  
245 obstructing traffic or is disabled and is a hazard to be avoided. The  
246 commissioner is authorized, at such commissioner's discretion, to issue



247 special permits for the use of flashing or revolving lights on emergency  
248 vehicles, on escort vehicles, [and] on maintenance vehicles and on  
249 other vehicles that display lights for which a permit is required, in  
250 accordance with the provisions of subsection (a) of section 14-96p, as  
251 amended by this act, provided any person, firm or corporation other  
252 than the state or any metropolitan district, town, city or borough shall  
253 pay an annual permit fee [of two dollars] for each such vehicle,  
254 provided vehicles not registered in this state used for transporting or  
255 escorting any vehicle or load or combinations of vehicles or vehicles  
256 and load which is or are either oversize or overweight, or both, when  
257 operating under a permit issued by the Commissioner of  
258 Transportation pursuant to section 14-270, shall not require such  
259 permit. Such annual permit fee shall be twenty dollars. If the  
260 commissioner issues a special permit to any ambulance, such permit  
261 shall be issued at the time of registration and of each renewal of  
262 registration.

263 Sec. 11. Subsection (d) of section 14-103 of the general statutes is  
264 repealed and the following is substituted in lieu thereof (*Effective July*  
265 *1, 2005*):

266 (d) Each service bus shall be inspected [, biennially, at the time of  
267 renewal of registration of such service bus, by a repairer or limited  
268 repairer licensed and authorized by the Commissioner of Motor  
269 Vehicles to perform such inspections] for safety before its initial  
270 registration, in accordance with a schedule to be adopted by the  
271 commissioner. Each such service bus shall pass inspection before each  
272 renewal of registration. The fee for each such inspection shall be forty  
273 dollars, except there shall be no fee for inspection of a service bus  
274 owned by the state or a municipality. The commissioner may use the  
275 services of any motor vehicle dealer or repairer licensed, in accordance  
276 with section 14-52, to conduct a required service bus inspection,  
277 provided any fee charged by such dealer or repairer shall not exceed  
278 forty dollars, or, if the vehicle inspected has a gross vehicle weight  
279 rating in excess of twenty-six thousand pounds, eighty dollars.

280 Sec. 12. Section 14-179 of the general statutes is amended by adding  
281 subsection (e) as follows (*Effective July 1, 2005*):

282 (NEW) (e) If a certificate of title issued by the commissioner  
283 identifies two or more persons as joint owners of a motor vehicle, any  
284 such person may, unless otherwise precluded by law, effect a transfer  
285 of ownership of the motor vehicle to such person individually, or to  
286 any other person or persons, in the manner provided by subsection (a)  
287 of this section. The commissioner may presume that a person is a joint  
288 owner empowered to transfer ownership of such motor vehicle if the  
289 person's name appears on the certificates of title and registration.

290 Sec. 13. (NEW) (*Effective July 1, 2005*) The Commissioner of Motor  
291 Vehicles shall issue distinctive registration marker plates to each motor  
292 vehicle, except a taxicab or motor vehicle in livery service, that is used  
293 as a student transportation vehicle, as defined in section 14-212 of the  
294 general statutes. Each such registration of a student transportation  
295 vehicle shall be issued for a period of one year and, subject to the  
296 provisions of subsection (d) of section 14-103 of the general statutes, as  
297 amended by this act, may be renewed by the owner, in accordance  
298 with schedules established by the commissioner. The fee for such  
299 registration or for any renewal thereof shall be determined as follows:  
300 (1) In the case of any such motor vehicle designed as a service bus, the  
301 fee shall be one-half of the fee prescribed for the registration of a  
302 service bus, in accordance with the provisions of subsection (p) of  
303 section 14-49 of the general statutes, and (2) in the case of any such  
304 motor vehicle designed as a passenger motor vehicle, the fee shall be  
305 one-half of the fee prescribed for the registration of a passenger motor  
306 vehicle, in accordance with the provisions of subsection (a) of section  
307 14-49 of the general statutes.

308 Sec. 14. (NEW) (*Effective July 1, 2005*) Each student transportation  
309 vehicle shall be inspected for safety before its initial registration in  
310 accordance with a schedule to be adopted by the Commissioner of  
311 Motor Vehicles. Each such student transportation vehicle shall pass  
312 inspection before each renewal of registration. The fee for each such

313 inspection shall be twenty dollars, except there shall be no fee for  
314 inspection of a student transportation vehicle owned by the state or a  
315 municipality.

316 Sec. 15. Subdivision (10) of subsection (a) of section 14-1 of the  
317 general statutes is repealed and the following is substituted in lieu  
318 thereof (*Effective October 1, 2005*):

319 (10) "Combination registration" means the type of registration  
320 issued to a motor vehicle used for both private passenger and  
321 commercial purposes if such vehicle does not have a gross vehicle  
322 weight rating in excess of [ten thousand] twelve thousand five  
323 hundred pounds.

324 Sec. 16. Subdivision (67) of subsection (a) of section 14-1 of the  
325 general statutes is repealed and the following is substituted in lieu  
326 thereof (*Effective October 1, 2005*):

327 (67) "Pick-up truck" means a motor vehicle with an enclosed  
328 forward passenger compartment and an open rearward compartment  
329 used for the transportation of property. [, and having a gross vehicle  
330 weight rating of less than ten thousand pounds;]

331 Sec. 17. Subsection (e) of section 14-49 of the general statutes is  
332 repealed and the following is substituted in lieu thereof (*Effective*  
333 *October 1, 2005*):

334 (e) (1) For the registration of a passenger motor vehicle used in part  
335 for commercial purposes, except any pick-up truck having a gross  
336 vehicle weight rating of less than ten thousand pounds, the  
337 commissioner shall charge a biennial fee of eighty-three dollars and  
338 shall issue combination registration to such vehicle. (2) For the  
339 registration of a school bus, the commissioner shall charge an annual  
340 fee of one hundred dollars for a type I school bus and sixty dollars for  
341 a type II school bus. (3) For the registration of a motor vehicle when  
342 used in part for commercial purposes and as a passenger motor vehicle  
343 or of a motor vehicle having a seating capacity greater than ten and not

344 used for the conveyance of passengers for hire, the commissioner shall  
345 charge a biennial fee for gross weight as for commercial registration, as  
346 outlined in section 14-47, plus the sum of thirteen dollars and shall  
347 issue combination registration to such vehicle. (4) Each vehicle  
348 registered as combination shall be issued a number plate bearing the  
349 word "combination". No vehicle registered as combination may have a  
350 gross vehicle weight rating in excess of ten thousand pounds. (5) For  
351 the registration of a pick-up truck having a gross vehicle weight rating  
352 of less than ten thousand pounds that is not used in part for  
353 commercial purposes, the commissioner shall charge a biennial fee for  
354 gross weight as for commercial registration, as provided in section 14-  
355 47, plus the sum of thirteen dollars. The commissioner may issue  
356 passenger registration to any such vehicle with a gross vehicle weight  
357 rating of eight thousand five hundred pounds or less.

358       Sec. 18. (NEW) (*Effective October 1, 2005*) No person operating a pick-  
359 up truck, as defined in section 14-1 of the general statutes, as amended  
360 by this act, on a public highway of this state shall transport a dog in  
361 the open rearward compartment of the pick-up truck unless the dog is  
362 secured in a cage or other container or otherwise protected or secured  
363 in such a manner as to prevent the dog from being thrown or falling or  
364 jumping from the pick-up truck.

365       Sec. 19. Subsection (a) of section 14-12b of the general statutes is  
366 repealed and the following is substituted in lieu thereof (*Effective*  
367 *October 1, 2005*):

368       (a) No motor vehicle registration shall be issued by the  
369 commissioner for any private passenger motor vehicle, as defined in  
370 subsection (e) of section 38a-363, or a vehicle with a commercial  
371 registration, as defined in section 14-1, unless (1) the application for  
372 registration is accompanied by a current automobile insurance  
373 identification card or a copy of a current insurance policy or  
374 endorsement issued by a company licensed to issue such insurance in  
375 this state or an approved self-insurer or issued pursuant to the plan  
376 established under section 38a-329, verifying that the applicant has the

377 required security coverage, and (2) the applicant signs and files with  
378 the commissioner, under penalty of false statement as provided for in  
379 section 53a-157b, a statement on a form approved by the commissioner  
380 that the owner of the vehicle has provided and will continuously  
381 maintain throughout the registration period the minimum security  
382 required by section 38a-371. In the case of an owner with a vehicle  
383 located outside of the United States or Canada, the commissioner may  
384 accept in lieu of the insurance identification card required to be  
385 presented for issuance of the registration, an affidavit, in such form as  
386 the commissioner shall require, executed by the owner and stating that  
387 the vehicle will not be operated in the United States or Canada. In the  
388 case of a special use registration issued pursuant to subsection (j) of  
389 section 14-12, the commissioner may, in lieu of proof of insurance as  
390 otherwise required by this section, accept proof, satisfactory to the  
391 commissioner, of substantially equivalent or similar insurance issued  
392 by an insurer licensed to transact business in the state in which the  
393 motor vehicle is to be registered. The commissioner may require an  
394 applicant for renewal of a motor vehicle registration for any private  
395 passenger motor vehicle or vehicle with a commercial registration to  
396 sign and file with the commissioner, under penalty of false statement  
397 as provided for in section 53a-157b, a statement on a form approved by  
398 the commissioner that the owner of the vehicle will continuously  
399 maintain throughout the registration period the minimum security  
400 required by said section 38a-371. Such form shall call for and contain  
401 the name of the applicant's insurance company and policy number.

402 Sec. 20. Subsection (e) of section 14-36 of the general statutes is  
403 repealed and the following is substituted in lieu thereof (*Effective*  
404 *October 1, 2005*):

405 (e) (1) No motor vehicle operator's license shall be issued until (A)  
406 the applicant signs and files with the commissioner an application  
407 under oath, [except that renewals from the year immediately  
408 preceding need not be under oath, stating such information as the  
409 commissioner requires] or made subject to penalties for false statement  
410 in accordance with section 53a-157b, and (B) the commissioner is

411 satisfied that the applicant is sixteen years of age or older and is a  
412 suitable person to receive the license. (2) An applicant for a new motor  
413 vehicle operator's license shall, in the discretion of the commissioner,  
414 file, with the application, a copy of such applicant's birth certificate or  
415 other prima facie evidence of date of birth and evidence of identity. (3)  
416 Before granting a license to any applicant who has not previously held  
417 a Connecticut motor vehicle operator's license, or who has not  
418 operated a motor vehicle during the preceding two years, the  
419 commissioner shall require the applicant to demonstrate personally to  
420 the commissioner, a deputy or a motor vehicle inspector or an agent of  
421 the commissioner, in such manner as the commissioner directs, that  
422 the applicant is a proper person to operate motor vehicles of the class  
423 for which such applicant has applied, has sufficient knowledge of the  
424 mechanism of the motor vehicles to ensure their safe operation by him  
425 or her and has satisfactory knowledge of the laws concerning motor  
426 vehicles and the rules of the road. If any such applicant has held a  
427 license from a state, territory or possession of the United States where  
428 a similar examination is required, or if any such applicant is a person  
429 honorably separated from the United States armed forces who applies  
430 within two years following the separation and who, prior to the  
431 separation, held a military operator's license for motor vehicles of the  
432 same class as that for which such applicant has applied, the  
433 commissioner may waive part or all of the examination. When the  
434 commissioner is satisfied as to the ability and competency of any  
435 applicant, the commissioner may issue to such applicant a license,  
436 either unlimited or containing such limitations as the commissioner  
437 deems advisable, and specifying the class of motor vehicles which the  
438 licensee is eligible to operate. (4) If any applicant or operator license  
439 holder has any health problem which might affect such person's ability  
440 to operate a motor vehicle safely, the commissioner may require the  
441 applicant or license holder to demonstrate personally or otherwise  
442 establish that, notwithstanding such problem, such applicant or license  
443 holder is a proper person to operate a motor vehicle, and the  
444 commissioner may further require a certificate of such applicant's  
445 condition, signed by a medical authority designated by the

446 commissioner, which certificate shall in all cases be treated as  
447 confidential by the commissioner. A license, containing such limitation  
448 as the commissioner deems advisable, may be issued or renewed in  
449 any case, but nothing in this section shall be construed to prevent the  
450 commissioner from refusing a license, either limited or unlimited, to  
451 any person or suspending a license of a person whom the  
452 commissioner determines to be incapable of safely operating a motor  
453 vehicle. Consistent with budgetary allotments, each motor vehicle  
454 operator's license issued to or renewed by a deaf or hearing impaired  
455 person shall, upon the request of such person, indicate such  
456 impairment. Such person shall submit a certificate stating such  
457 impairment, in such form as the commissioner may require and signed  
458 by a licensed health care practitioner. (5) The issuance of a motor  
459 vehicle operator's license to any applicant who is the holder of a  
460 license issued by another state shall be subject to the provisions of  
461 sections 14-111c and 14-111k, as amended by this act.

462 Sec. 21. Subsection (c) of section 14-44k of the general statutes is  
463 repealed and the following is substituted in lieu thereof (*Effective*  
464 *October 1, 2005*):

465 (c) In addition to any other penalties provided by law, and except as  
466 provided in subsection (d) of this section, a person is disqualified from  
467 operating a commercial motor vehicle for one year if the commissioner  
468 finds that such person has refused to submit to a test to determine such  
469 person's blood alcohol concentration while operating any motor  
470 vehicle, or has failed such a test when given, pursuant to the  
471 provisions of section 14-227b. For the purpose of this subsection, a  
472 person shall be deemed to have failed such a test if, when driving a  
473 commercial motor vehicle, the ratio of alcohol in the blood of such  
474 person was four-hundredths of one per cent or more of alcohol, by  
475 weight, or if, when driving any other motor vehicle, the ratio of alcohol  
476 in the blood of such person was eight-hundredths of one per cent or  
477 more of alcohol, by weight.

478 Sec. 22. Section 14-54 of the general statutes is repealed and the

479 following is substituted in lieu thereof (*Effective October 1, 2005*):

480 Any person who desires to obtain a license for dealing in or  
481 repairing motor vehicles shall first obtain and present to the  
482 commissioner a certificate of approval of the location for which such  
483 license is desired from the board or authority designated by local  
484 charter, regulation or ordinance of the town, city or borough wherein  
485 the business is located or is proposed to be located, except that in any  
486 town or city having a zoning commission, combined planning and  
487 zoning commission and a board of appeals, such certificate shall be  
488 obtained from the [board of appeals. In addition thereto, such  
489 certificate shall be approved by the chief of police where there is an  
490 organized police force or, where there is none, by the commander of  
491 the state police barracks situated nearest to such proposed location]  
492 zoning commission. The provisions of this section [shall] do not apply  
493 to (1) a transfer of ownership to a spouse, child, brother, sister or  
494 parent of a licensee, (2) a transfer of ownership to or from a  
495 corporation in which a spouse, child, brother, sister or parent of a  
496 licensee has a controlling interest, or (3) a change in ownership  
497 involving the withdrawal of one or more partners from a partnership.

498 Sec. 23. Subsection (a) of section 14-66 of the general statutes is  
499 repealed and the following is substituted in lieu thereof (*Effective from*  
500 *passage*):

501 (a) (1) No person, firm or corporation shall engage in the business of  
502 operating a wrecker for the purpose of towing or transporting for  
503 compensation motor vehicles which are disabled, inoperative or  
504 wrecked or are being removed in accordance with the provisions of  
505 section 14-145, 14-150 or 14-307, unless such person, firm or  
506 corporation is a motor vehicle dealer or repairer licensed under the  
507 provisions of subpart (D) of this part. (2) The commissioner shall  
508 establish and publish a schedule of uniform rates and charges for the  
509 nonconsensual towing and transporting of motor vehicles and for the  
510 storage of motor vehicles which shall be just and reasonable. [The  
511 commissioner may, from time to time, amend each such schedule and



512 the rates and charges contained therein.] Upon petition of any person,  
513 firm or corporation licensed in accordance with the provisions of this  
514 section, but not more frequently than once every two years, the  
515 commissioner shall reconsider the established rates and charges and  
516 shall amend such rates and charges if the commissioner, after  
517 consideration of the factors stated in this subdivision, determines that  
518 such rates and charges are no longer just and reasonable. In  
519 establishing and amending such rates and charges, the commissioner  
520 may consider factors, including, but not limited to, rates set by other  
521 jurisdictions, charges for towing and transporting services provided  
522 pursuant to a contract with an automobile club or automobile  
523 association licensed under the provisions of section 14-67 and rates  
524 published in standard service manuals. The commissioner shall hold a  
525 public hearing for the purpose of obtaining additional information  
526 concerning such rates and charges. (3) With respect to the  
527 nonconsensual towing or transporting and the storage of motor  
528 vehicles, no such person, firm or corporation shall charge more than  
529 the rates and charges published by the commissioner. Any person  
530 aggrieved by any action of the commissioner under the provisions of  
531 this section may take an appeal therefrom in accordance with section  
532 4-183, except venue for such appeal shall be in the judicial district of  
533 New Britain.

534 Sec. 24. Section 14-80h of the general statutes is amended by adding  
535 subsection (i) as follows (*Effective October 1, 2005*):

536 (NEW) (i) Each truck, tractor or truck tractor that is equipped with  
537 an engine compression brake device shall be equipped with a muffler,  
538 in good working condition, for such device. In addition to any penalty  
539 for violating the decibel level provisions of section 14-80a, any person  
540 who operates such a truck, tractor or truck tractor in violation of this  
541 subsection shall be fined not more than five hundred dollars. The  
542 Department of Motor Vehicles may adopt regulations, in accordance  
543 with the provisions of chapter 54, to implement this subsection.

544 Sec. 25. Section 14-105 of the general statutes is repealed and the

545 following is substituted in lieu thereof (*Effective October 1, 2005*):

546 No television screen or other device of a similar nature, except a  
547 video display unit [~~utilized~~] used for instrumentation purposes or a  
548 closed video monitor for backing, provided such monitor screen is  
549 disabled blank [~~whenever~~] no later than fifteen seconds after the  
550 transmission of a vehicle so equipped is shifted out of reverse, shall be  
551 installed or used in this state in any position or location in a motor  
552 vehicle where it may be visible to the driver or where it may in any  
553 other manner interfere with the safe operation and control of the  
554 vehicle. Violation of any provision of this section shall be an infraction.

555 Sec. 26. Section 14-111k of the general statutes is repealed and the  
556 following is substituted in lieu thereof (*Effective from passage*):

557 (a) Upon application for a motor vehicle operator's license or  
558 identification card, the Commissioner of Motor Vehicles shall verify  
559 the identity of the applicant in accordance with the rules prescribed by  
560 the [~~operator's~~] driver license agreement, as set forth in regulations  
561 adopted by the commissioner, in accordance with the provisions of  
562 chapter 54, and shall determine whether the applicant has ever held, or  
563 is the holder of, a license issued by any other jurisdiction. The  
564 commissioner shall not issue a license to any applicant whose license is  
565 withdrawn in any other member jurisdiction for any conviction or  
566 administrative action required to be reported under the driver license  
567 agreement, as evidenced by the driver control record. The  
568 commissioner shall not issue a license to any applicant who is the  
569 subject of a notice of failure to comply, as reported by any other  
570 member jurisdiction. If the applicant is the holder of any unexpired  
571 license issued by another jurisdiction, the commissioner shall not issue  
572 a license unless the applicant surrenders such license document  
573 previously issued by such jurisdiction.

574 (b) Notwithstanding the provisions of subsection (a) of this section,  
575 the commissioner may issue an operator's license to an applicant who  
576 is the subject of a withdrawal of a commercial driver's license in any  
577 other member jurisdiction if the conduct on which such withdrawal is

578 based would not have resulted in the withdrawal of the privilege to  
579 operate any motor vehicle other than a commercial motor vehicle.

580 (c) Notwithstanding the provisions of subsection (a) of this section,  
581 the commissioner may issue a motor vehicle operator's license to (1) an  
582 applicant who is the subject of a withdrawal that occurred five years or  
583 more before the date of application, or (2) an applicant whose license  
584 has been withdrawn for the period of time required by the jurisdiction  
585 of record, but whose license has not been returned or restored by such  
586 jurisdiction due to the failure or the alleged failure to fulfill  
587 reinstatement requirements, pertaining to the filing of proof of  
588 financial responsibility or necessitating personal attendance in such  
589 jurisdiction including, but not limited to, a requirement to complete an  
590 education or treatment program. In exercising the discretion to grant  
591 or deny an application for a license as conferred by the provisions of  
592 this subsection, the commissioner shall review and consider the entire  
593 driver control record of the applicant, and may require additional  
594 information and references from the applicant such as will attest to the  
595 applicant's present fitness and capability to safely operate a motor  
596 vehicle.

597 (d) If the commissioner issues an identification card to a person who  
598 holds an operator's license issued by another jurisdiction, the  
599 commissioner shall report to such jurisdiction within thirty days the  
600 name of such person and such other information concerning such  
601 person and such identification card as is (1) required by the  
602 [operator's] driver license agreement, and (2) set forth in regulations  
603 adopted by the commissioner, in accordance with the provisions of  
604 chapter 54.

605 Sec. 27. Subsection (b) of section 14-145b of the general statutes is  
606 repealed and the following is substituted in lieu thereof (*Effective*  
607 *October 1, 2005*):

608 (b) When a vehicle has been towed or removed pursuant to sections  
609 14-145 to 14-145c, inclusive, it shall be released to its owner, or a  
610 person authorized by the owner to regain possession, upon demand,

611 provided the demand is made between the hours of 8:00 a.m. and 5:00  
612 p.m., Monday through Friday or at a reasonable time on Saturday,  
613 Sunday or holidays and the owner or authorized person presents proof  
614 of registration [.] and pays the costs of towing or removal and of  
615 storage, [, or signs a declaratory statement that the towed or removed  
616 vehicle was taken illegally.] Any vehicle owner, or agent of the owner,  
617 shall have the right to inspect the vehicle before accepting its return. [,  
618 and no] No general release of any kind which would release the person  
619 or firm towing or removing or storing the vehicle from liability for  
620 damages or from liability for any claim that the vehicle was towed  
621 without justification may be required from any vehicle owner, or [his]  
622 agent of the owner, as a condition of release of the vehicle. A receipt  
623 showing the name of the person or firm towing or removing the  
624 vehicle and an itemization of the charges shall be provided to the  
625 person paying the towing or removal and storage costs at the time of  
626 payment.

627 Sec. 28. Subsection (e) of section 14-150 of the general statutes is  
628 repealed and the following is substituted in lieu thereof (*Effective*  
629 *October 1, 2005*):

630 (e) [Within] Not later than forty-eight hours [of] after the time that a  
631 motor vehicle is taken into custody and stored pursuant to subsection  
632 (b) or (c) of this section, the affixing department or parking authority  
633 shall give written notice by certified mail to the owner and any  
634 lienholders of such motor vehicle, if the same appears on the records of  
635 the Department of Motor Vehicles, which notice shall state (1) that the  
636 motor vehicle has been taken into custody and stored, (2) the location  
637 of storage of the motor vehicle, (3) that, unless title has already vested  
638 in the municipality pursuant to subsection (d), such motor vehicle may  
639 be sold after [fifteen] ten days if the market value of such motor  
640 vehicle does not exceed one thousand five hundred dollars or after  
641 [forty-five] thirty days if the value of such motor vehicle exceeds one  
642 thousand five hundred dollars, and (4) that the owner has a right to  
643 contest the validity of such taking by application, on a form prescribed  
644 by the Commissioner of Motor Vehicles, to the hearing officer named

645 in such notice [within] not later than ten days [from] after the date of  
646 such notice. Such application forms shall be made readily available to  
647 the public at all offices of the Department of Motor Vehicles, parking  
648 authorities authorized under an ordinance adopted pursuant to section  
649 7-204a to enforce parking regulations and state and local police  
650 departments.

651 Sec. 29. Subsection (i) of section 14-227a of the general statutes is  
652 repealed and the following is substituted in lieu thereof (*Effective*  
653 *October 1, 2005*):

654 (i) (1) The Commissioner of Motor Vehicles shall permit a person  
655 whose license has been suspended in accordance with the provisions  
656 of subparagraph (C)(ii) of subdivision (2) of subsection (g) of this  
657 section to operate a passenger motor vehicle if (A) such person has  
658 served not less than one year of such suspension, and (B) such person  
659 has installed an approved ignition interlock device in each motor  
660 vehicle owned or to be operated by such person. No person whose  
661 license is suspended by the commissioner for any other reason [or who  
662 has not enrolled in the treatment program established under section  
663 14-227f or obtained a waiver from the requirement to participate in  
664 such program pursuant to subsection (c) of said section 14-227f.] shall  
665 be eligible to operate a motor vehicle equipped with an approved  
666 ignition interlock device. [(2) If the commissioner determines that any  
667 person whose license has been suspended in accordance with the  
668 provisions of subsection (h) of this section may have a condition that  
669 would render such person incapable of safely operating a motor  
670 vehicle, the commissioner may, as a condition of the reinstatement of  
671 such license, require that such person only operate a motor vehicle that  
672 is equipped with a functioning, approved ignition interlock device for  
673 such period of time as may be prescribed by the commissioner. (3)] (2)  
674 All costs of installing and maintaining an ignition interlock device  
675 shall be borne by the person required to install such device. [(4)] (3)  
676 The commissioner shall adopt regulations, in accordance with the  
677 provisions of chapter 54, to implement the provisions of this  
678 subsection. The regulations shall establish procedures for the approval

679 of ignition interlock devices, for the proper calibration and  
680 maintenance of such devices and for the installation of such devices by  
681 any firm approved and authorized by the commissioner. [(5)] (4) The  
682 provisions of this subsection shall not be construed to authorize the  
683 continued operation of a motor vehicle equipped with an ignition  
684 interlock device by any person whose operator's license or nonresident  
685 operating privilege is withdrawn, suspended or revoked for any other  
686 reason. [(6)] (5) The provisions of this subsection shall apply to any  
687 person whose license has been suspended in accordance with the  
688 provisions of subparagraph (C)(ii) of subdivision (2) of subsection (g)  
689 of this section on or after September 1, 2003.

690 Sec. 30. Subsection (a) of section 14-227j of the general statutes is  
691 repealed and the following is substituted in lieu thereof (*Effective*  
692 *October 1, 2005*):

693 (a) For the purposes of this section and section 14-227k: "Ignition  
694 interlock device" means a device installed in a passenger motor vehicle  
695 that measures the blood alcohol content of the operator and disallows  
696 the mechanical operation of such motor vehicle until the blood alcohol  
697 content of such operator is less than twenty-five thousandths of one  
698 per cent.

699 Sec. 31. (NEW) (*Effective October 1, 2005*) No person shall operate or  
700 move a motor vehicle over, on, through, or under any bridge or  
701 structure on any highway if the height of such vehicle or the load  
702 exceeds the height of the posted clearance or load, as shown by an  
703 official traffic control device, as defined in section 14-297 of the general  
704 statutes. Any person violating any provision of this section shall have  
705 committed an infraction.

706 Sec. 32. Subsection (f) of section 13b-59 of the general statutes is  
707 repealed and the following is substituted in lieu thereof (*Effective July*  
708 *1, 2005*):

709 (f) "Motor vehicle receipts" means all fees and other charges  
710 required by, or levied pursuant to subsection (c) of section 14-12,

711 section 14-15, subsection (a) of section 14-25a, section 14-28, subsection  
712 (b) of section 14-35, subsection (b) of section 14-41, section 14-41a,  
713 subsection (b) of section 14-44, sections 14-47 and 14-48b, subsection (a)  
714 of section 14-49, subsection (b)(1) of section 14-49, except as provided  
715 under subsection (b)(2) of said section, subsections (c), (d), (e), (f), (g),  
716 (h), (i), (k), (l), (m), (n), (o), (p), (q), (s), (t), (u), (x), (y) and (aa) of section  
717 14-49, section 14-49a, subsections (a) and (g) of section 14-50,  
718 subsections (a)(1), (a)(2), (a)(3), (a)(4), (a)(9), (a)(10) and (a)(14) of  
719 section 14-50a, section 14-59, section 14-61, section 14-65, subsection (c)  
720 of section 14-66, subsection (e) of section 14-67, subsection (f) of section  
721 14-67a, sections 14-67d, 14-160 and 14-381, and subsection (b) of section  
722 14-382. [and section 14-383]

723 Sec. 33. Subsections (a) to (g), inclusive, of section 13b-76 of the  
724 general statutes are repealed and the following is substituted in lieu  
725 thereof (*Effective July 1, 2005*):

726 (a) Bonds and bond anticipation notes issued pursuant to sections  
727 13b-74 to 13b-77, inclusive, are hereby determined to be issued for  
728 valid public purposes in exercise of essential governmental functions.  
729 Such bonds and bond anticipation notes shall be special obligations of  
730 the state and shall not be payable from or charged upon any funds  
731 other than the pledged revenues or other receipts, funds or moneys  
732 pledged therefor as provided in sections 3-21a, 3-27a, 3-27f, 12-458 and  
733 12-458d, subsection (c) of section 13a-80a, sections 13a-175p to 13a-  
734 175u, inclusive, subsection (f) of section 13b-42, sections 13b-59, 13b-61,  
735 13b-69, 13b-71, 13b-74 to 13b-77, inclusive, and 13b-80, subsection (a) of  
736 section 13b-97, subsection (a) of section 14-12, sections 14-15, 14-16a  
737 and 14-21c, subsection (a) of section 14-25a, section 14-28, subsection  
738 (b) of section 14-35, subsection (b) of section 14-41, section 14-41a,  
739 subsection (a) of section 14-44, sections 14-47, 14-48b, 14-49 and 14-50,  
740 subsection (a) of section 14-50a, sections 14-52 and 14-58, subsection (c)  
741 of section 14-66, subsection (e) of section 14-67, sections 14-67a, 14-67d,  
742 14-67l and 14-69, subsection (e) of section 14-73, subsection (c) of  
743 section 14-96q, sections 14-103a and 14-160, subsection (a) of section  
744 14-164a, subsection (a) of section 14-192, sections 14-319, 14-320 and 14-

745 381, subsection (b) of section 14-382 and sections [14-383,] 15-14 and  
746 16-299, nor shall the state or any political subdivision thereof be subject  
747 to any liability thereon, except to the extent of such pledged revenues  
748 or other receipts, funds or moneys pledged therefor as provided in  
749 said sections. As part of the contract of the state with the owners of  
750 said bonds and bond anticipation notes, all amounts necessary for  
751 punctual payment of the debt service requirements with respect to  
752 such bonds and bond anticipation notes shall be deemed to be  
753 appropriated, but only from the sources pledged pursuant to said  
754 sections, upon the authorization of issuance of such bonds and bond  
755 anticipation notes by the State Bond Commission, or the filing of a  
756 certificate of determination by the Treasurer in accordance with  
757 subsection (c) of this section, and the Treasurer shall pay such  
758 principal and interest as the same shall accrue, but only from such  
759 sources. The issuance of bonds or bond anticipation notes issued under  
760 sections 13b-74 to 13b-77, inclusive, shall not directly or indirectly or  
761 contingently obligate the state or any political subdivision thereof to  
762 levy or to pledge any form of taxation whatever therefor, except for  
763 taxes included in the pledged revenues, or to make any additional  
764 appropriation for their payment. Such bonds and bond anticipation  
765 notes shall not constitute a charge, lien or encumbrance, legal or  
766 equitable, upon any property of the state or of any political subdivision  
767 thereof other than the pledged revenues or other receipts, funds or  
768 moneys pledged therefor as provided in sections 3-21a, 3-27a, 3-27f, 12-  
769 458 and 12-458d, subsection (c) of section 13a-80a, sections 13a-175p to  
770 13a-175u, inclusive, subsection (f) of section 13b-42, sections 13b-59,  
771 13b-61, 13b-69, 13b-71, 13b-74 to 13b-77, inclusive, and 13b-80,  
772 subsection (a) of section 13b-97, subsection (a) of section 14-12, sections  
773 14-15, 14-16a and 14-21c, subsection (a) of section 14-25a, section 14-28,  
774 subsection (b) of section 14-35, subsection (b) of section 14-41, section  
775 14-41a, subsection (a) of section 14-44, sections 14-47, 14-48b, 14-49 and  
776 14-50, subsection (a) of section 14-50a, sections 14-52 and 14-58,  
777 subsection (c) of section 14-66, subsection (e) of section 14-67, sections  
778 14-67a, 14-67d, 14-67l and 14-69, subsection (e) of section 14-73,  
779 subsection (c) of section 14-96q, sections 14-103a and 14-160, subsection



780 (a) of section 14-164a, subsection (a) of section 14-192, sections 14-319,  
781 14-320 and 14-381, subsection (b) of section 14-382 and [sections 14-383  
782 and] section 15-14, and the substance of such limitation shall be plainly  
783 stated on the face of each such bond and bond anticipation note. Bonds  
784 and bond anticipation notes issued pursuant to sections 13b-74 to 13b-  
785 77, inclusive, shall not be subject to any statutory limitation on the  
786 indebtedness of the state, and, when issued, shall not be included in  
787 computing the aggregate indebtedness of the state in respect to and to  
788 the extent of any such limitation.

789 (b) Bonds issued pursuant to sections 13b-74 to 13b-77, inclusive,  
790 may be executed and delivered at such time or times and shall be  
791 dated, bear interest at such rate or rates, including variable rates to be  
792 determined in such manner as set forth in the proceedings authorizing  
793 the issuance of the bonds, provide for payment of interest on such  
794 dates, whether before or at maturity, be issued at, above or below par,  
795 mature at such time or times not exceeding thirty years from their  
796 date, have such rank or priority, be payable in such medium of  
797 payment, be issued in such form, including without limitation  
798 registered or book-entry form, carry such registration and transfer  
799 privileges and be made subject to purchase or redemption before  
800 maturity at such price or prices and under such terms and conditions,  
801 including the condition that such bonds be subject to purchase or  
802 redemption on the demand of the owner thereof, all as may be  
803 provided by the State Bond Commission. The State Bond Commission  
804 shall determine the form of the bonds, the manner of execution of the  
805 bonds, the denomination or denominations of the bonds and the  
806 manner of payment of principal and interest. Prior to the preparation  
807 of definitive bonds, the State Bond Commission may, under like  
808 restrictions, authorize the issuance of interim receipts or temporary  
809 bonds, exchangeable for definitive bonds when such bonds have been  
810 executed and are available for delivery. If any of the officers whose  
811 signatures appear on the bonds cease to be officers before the delivery  
812 of any such bonds, such signatures shall, nevertheless, be valid and  
813 sufficient for all purposes, the same as if such officers had remained in  
814 office until delivery. Nothing herein shall prevent any series of bonds

815 issued under sections 3-21a, 3-27a, 3-27f, 12-458 and 12-458d,  
816 subsection (c) of section 13a-80a, sections 13a-175p to 13a-175u,  
817 inclusive, subsection (f) of section 13b-42, sections 13b-59, 13b-61, 13b-  
818 69, 13b-71, 13b-74 to 13b-77, inclusive, and 13b-80, subsection (a) of  
819 section 13b-97, subsection (a) of section 14-12, sections 14-15, 14-16a  
820 and 14-21c, subsection (a) of section 14-25a, section 14-28, subsection  
821 (b) of section 14-35, subsection (b) of section 14-41, section 14-41a,  
822 subsection (a) of section 14-44, sections 14-47, 14-48b, 14-49 and 14-50,  
823 subsection (a) of section 14-50a, sections 14-52 and 14-58, subsection (c)  
824 of section 14-66, subsection (e) of section 14-67, sections 14-67a, 14-67d,  
825 14-67l and 14-69, subsection (e) of section 14-73, subsection (c) of  
826 section 14-96q, sections 14-103a and 14-160, subsection (a) of section  
827 14-164a, subsection (a) of section 14-192, sections 14-319, 14-320 and 14-  
828 381, subsection (b) of section 14-382 and sections [14-383,] 15-14 and  
829 16-299 from being issued in coupon form, in which case references to  
830 the bonds herein also shall refer to the coupons attached thereto where  
831 appropriate, and references to owners of bonds shall include holders of  
832 such bonds where appropriate.

833 (c) Any bonds issued pursuant to sections 13b-74 to 13b-77,  
834 inclusive, may be sold at public sale on sealed proposals or by  
835 negotiation in such manner, at such price or prices, at such time or  
836 times and on such other terms and conditions of such bonds and the  
837 issuance and sale thereof as the State Bond Commission may  
838 determine to be in the best interests of the state, or the State Bond  
839 Commission may delegate to the Treasurer all or any part of the  
840 foregoing powers in which event the Treasurer shall exercise such  
841 powers unless the State Bond Commission, by adoption of a resolution  
842 prior to the exercise of such powers by the Treasurer shall elect to  
843 reassume the same. Such powers shall be exercised from time to time  
844 in such manner as the Treasurer shall determine to be in the best  
845 interests of the state and he shall file a certificate of determination  
846 setting forth the details thereof with the secretary of the State Bond  
847 Commission on or before the date of delivery of such bonds, the details  
848 of which were determined by him in accordance with such delegation.

849 (d) The debt service requirements with respect to any bonds and  
850 bond anticipation notes issued pursuant to sections 13b-74 to 13b-77,  
851 inclusive, shall be secured by (1) a first call upon the pledged revenues  
852 as they are received by the state and credited to the Special  
853 Transportation Fund established under section 13b-68, and (2) a lien  
854 upon any and all amounts held to the credit of said Special  
855 Transportation Fund from time to time, provided said lien shall not  
856 extend to amounts held to the credit of such Special Transportation  
857 Fund which represent (A) amounts borrowed by the Treasurer in  
858 anticipation of state revenues pursuant to section 3-16, or (B)  
859 transportation-related federal revenues of the state. Any obligation of  
860 the state secured by said lien to pay the unrefunded principal of bond  
861 anticipation notes, including for this purpose any obligation of the  
862 state under a reimbursement agreement entered into in connection  
863 with a credit facility providing for payment of the unrefunded  
864 principal of bond anticipation notes, shall be subordinate to any  
865 obligation of the state secured by said lien to pay (i) the debt service  
866 requirements with respect to bonds, or (ii) any debt service  
867 requirements with respect to bond anticipation notes other than debt  
868 service requirements relating to unrefunded principal of bond  
869 anticipation notes or to obligations under a credit facility for the  
870 payment of such unrefunded principal. The debt service requirements  
871 with respect to bonds and bond anticipation notes also may be secured  
872 by a pledge of reserves, sinking funds and any other funds and  
873 accounts, including proceeds from investment of any of the foregoing,  
874 established pursuant to sections 3-21a, 3-27a, 3-27f, 12-458 and 12-458d,  
875 subsection (c) of section 13a-80a, sections 13a-175p to 13a-175u,  
876 inclusive, subsection (f) of section 13b-42, sections 13b-59, 13b-61, 13b-  
877 69, 13b-71, 13b-74 to 13b-77, inclusive, and 13b-80, subsection (a) of  
878 section 13b-97, subsection (a) of section 14-12, sections 14-15, 14-16a  
879 and 14-21c, subsection (a) of section 14-25a, section 14-28, subsection  
880 (b) of section 14-35, subsection (b) of section 14-41, section 14-41a,  
881 subsection (a) of section 14-44, sections 14-47, 14-48b, 14-49 and 14-50,  
882 subsection (a) of section 14-50a, sections 14-52 and 14-58, subsection (c)  
883 of section 14-66, subsection (e) of section 14-67, sections 14-67a, 14-67d,

884 14-67l and 14-69, subsection (e) of section 14-73, subsection (c) of  
885 section 14-96q, sections 14-103a and 14-160, subsection (a) of section  
886 14-164a, subsection (a) of section 14-192, sections 14-319, 14-320 and 14-  
887 381, subsection (b) of section 14-382 and sections [14-383,] 15-14 and  
888 16-299 or the proceedings authorizing the issuance of such bonds, and  
889 by moneys paid under a credit facility, including, but not limited to, a  
890 letter of credit or policy of bond insurance, issued by a financial  
891 institution pursuant to an agreement authorized by such proceedings.

892 (e) The proceedings under which bonds are authorized to be issued  
893 may, subject to the provisions of the general statutes, contain any or all  
894 of the following: (1) Provisions respecting custody of the proceeds  
895 from the sale of the bonds and any bond anticipation notes, including  
896 any requirements that such proceeds be held separate from or not be  
897 commingled with other funds of the state; (2) provisions for the  
898 investment and reinvestment of bond proceeds until used to pay  
899 transportation costs and for the disposition of any excess bond  
900 proceeds or investment earnings thereon; (3) provisions for the  
901 execution of reimbursement agreements or similar agreements in  
902 connection with credit facilities, including, but not limited to, letters of  
903 credit or policies of bond insurance, remarketing agreements and  
904 agreements for the purpose of moderating interest rate fluctuations,  
905 and of such other agreements entered into pursuant to section 3-20a;  
906 (4) provisions for the collection, custody, investment, reinvestment and  
907 use of the pledged revenues or other receipts, funds or moneys  
908 pledged therefor as provided in sections 3-21a, 3-27a, 3-27f, 12-458 and  
909 12-458d, subsection (c) of section 13a-80a, sections 13a-175p to 13a-  
910 175u, inclusive, subsection (f) of section 13b-42, sections 13b-59, 13b-61,  
911 13b-69, 13b-71, 13b-74 to 13b-77, inclusive, and 13b-80, subsection (a) of  
912 section 13b-97, subsection (a) of section 14-12, sections 14-15, 14-16a  
913 and 14-21c, subsection (a) of section 14-25a, section 14-28, subsection  
914 (b) of section 14-35, subsection (b) of section 14-41, section 14-41a,  
915 subsection (a) of section 14-44, sections 14-47, 14-48b, 14-49 and 14-50,  
916 subsection (a) of section 14-50a, sections 14-52 and 14-58, subsection (c)  
917 of section 14-66, subsection (e) of section 14-67, sections 14-67a, 14-67d,  
918 14-67l and 14-69, subsection (e) of section 14-73, subsection (c) of

919 section 14-96q, sections 14-103a and 14-160, subsection (a) of section  
920 14-164a, subsection (a) of section 14-192, sections 14-319, 14-320 and 14-  
921 381, subsection (b) of section 14-382 and sections [14-383,] 15-14 and  
922 16-299; (5) provisions regarding the establishment and maintenance of  
923 reserves, sinking funds and any other funds and accounts as shall be  
924 approved by the State Bond Commission in such amounts as may be  
925 established by the State Bond Commission, and the regulation and  
926 disposition thereof, including requirements that any such funds and  
927 accounts be held separate from or not be commingled with other funds  
928 of the state; (6) covenants for the establishment of pledged revenue  
929 coverage requirements for the bonds and bond anticipation notes,  
930 provided that no such covenant shall obligate the state to provide  
931 coverage in any year with respect to any bonds or bond anticipation  
932 notes in excess of four times the aggregate debt service on bonds and  
933 bond anticipation notes, as described in subparagraph (A) of  
934 subdivision (3) of section 13b-75, during such year; (7) covenants for  
935 the establishment of maintenance requirements with respect to state  
936 transportation facilities and properties; (8) provisions for the issuance  
937 of additional bonds on a parity with bonds theretofore issued,  
938 including establishment of coverage requirements with respect thereto  
939 as herein provided; (9) provisions regarding the rights and remedies  
940 available in case of a default to the bondowners, noteowners or any  
941 trustee under any contract, loan agreement, document, instrument or  
942 trust indenture, including the right to appoint a trustee to represent  
943 their interests upon occurrence of an event of default, as defined in  
944 said proceedings, provided that if any bonds or bond anticipation  
945 notes shall be secured by a trust indenture, the respective owners of  
946 such bonds or notes shall have no authority except as set forth in such  
947 trust indenture to appoint a separate trustee to represent them; and  
948 (10) provisions or covenants of like or different character from the  
949 foregoing which are consistent with sections 3-21a, 3-27a, 3-27f, 12-458  
950 and 12-458d, subsection (c) of section 13a-80a, sections 13a-175p to 13a-  
951 175u, inclusive, subsection (f) of section 13b-42, sections 13b-59, 13b-61,  
952 13b-69, 13b-71, 13b-74 to 13b-77, inclusive, and 13b-80, subsection (a) of  
953 section 13b-97, subsection (a) of section 14-12, sections 14-15, 14-16a

954 and 14-21c, subsection (a) of section 14-25a, section 14-28, subsection  
955 (b) of section 14-35, subsection (b) of section 14-41, section 14-41a,  
956 subsection (a) of section 14-44, sections 14-47, 14-48b, 14-49 and 14-50,  
957 subsection (a) of section 14-50a, sections 14-52 and 14-58, subsection (c)  
958 of section 14-66, subsection (e) of section 14-67, sections 14-67a, 14-67d,  
959 14-67l and 14-69, subsection (e) of section 14-73, subsection (c) of  
960 section 14-96q, sections 14-103a and 14-160, subsection (a) of section  
961 14-164a, subsection (a) of section 14-192, sections 14-319, 14-320 and 14-  
962 381, subsection (b) of section 14-382 and sections [14-383,] 15-14 and  
963 16-299 and which the State Bond Commission determines in such  
964 proceedings are necessary, convenient or desirable in order to better  
965 secure the bonds or bond anticipation notes, or will tend to make the  
966 bonds or bond anticipation notes more marketable, and which are in  
967 the best interests of the state. Any provision which may be included in  
968 proceedings authorizing the issuance of bonds hereunder may be  
969 included in an indenture of trust duly approved in accordance with  
970 subsection (g) of this section which secures the bonds and any notes  
971 issued in anticipation thereof, and in such case the provisions of such  
972 indenture shall be deemed to be a part of such proceedings as though  
973 they were expressly included therein.

974 (f) Any pledge made by the state shall be valid and binding from the  
975 time when the pledge is made, and any revenues or other receipts,  
976 funds or moneys so pledged and thereafter received by the state shall  
977 be subject immediately to the lien of such pledge without any physical  
978 delivery thereof or further act. The lien of any such pledge shall be  
979 valid and binding as against all parties having claims of any kind in  
980 tort, contract, or otherwise against the state, irrespective of whether  
981 such parties have notice thereof. Neither the resolution nor any other  
982 instrument by which a pledge is created need be recorded.

983 (g) In the discretion of the State Bond Commission, bonds issued  
984 pursuant to sections 13b-74 to 13b-77, inclusive, including for this  
985 purpose any bond anticipation notes, may be secured by a trust  
986 indenture by and between the state and a corporate trustee, which may  
987 be any trust company or bank having the powers of a trust company

988 within or without the state. Such trust indenture may contain such  
989 provisions for protecting and enforcing the rights and remedies of the  
990 bondowners and noteowners as may be reasonable and proper and not  
991 in violation of law, including covenants setting forth the duties of the  
992 state in relation to the exercise of its powers pursuant to sections 3-21a,  
993 3-27a, 3-27f, 12-458 and 12-458d, subsection (c) of section 13a-80a,  
994 sections 13a-175p to 13a-175u, inclusive, subsection (f) of section 13b-  
995 42, sections 13b-59, 13b-61, 13b-69, 13b-71, 13b-74 to 13b-77, inclusive,  
996 and 13b-80, subsection (a) of section 13b-97, subsection (a) of section  
997 14-12, sections 14-15, 14-16a and 14-21c, subsection (a) of section 14-  
998 25a, section 14-28, subsection (b) of section 14-35, subsection (b) of  
999 section 14-41, section 14-41a, subsection (a) of section 14-44, sections  
1000 14-47, 14-48b, 14-49 and 14-50, subsection (a) of section 14-50a, sections  
1001 14-52 and 14-58, subsection (c) of section 14-66, subsection (e) of section  
1002 14-67, sections 14-67a, 14-67d, 14-67l and 14-69, subsection (e) of  
1003 section 14-73, subsection (c) of section 14-96q, sections 14-103a and 14-  
1004 160, subsection (a) of section 14-164a, subsection (a) of section 14-192,  
1005 sections 14-319, 14-320 and 14-381, subsection (b) of section 14-382 and  
1006 sections [14-383,] 15-14 and 16-299 and the custody, safeguarding and  
1007 application of all moneys. The state may provide by such trust  
1008 indenture for the payment of the pledged revenues or other receipts,  
1009 funds or moneys to the trustee under such trust indenture or to any  
1010 other depository, and for the method of disbursement thereof, with  
1011 such safeguards and restrictions as it may determine. All expenses  
1012 incurred in carrying out such trust indenture may be treated as  
1013 transportation costs, as defined in section 13b-75.

1014 Sec. 34. Subsection (c) of section 13b-77 of the general statutes is  
1015 repealed and the following is substituted in lieu thereof (*Effective July*  
1016 *1, 2005*):

1017 (c) The state covenants with the purchasers and all subsequent  
1018 owners and transferees of bonds and bond anticipation notes issued by  
1019 the state pursuant to sections 13b-74 to 13b-77, inclusive, in  
1020 consideration of the acceptance of the payment for the bonds and bond  
1021 anticipation notes, until such bonds and bond anticipation notes,

1022 together with the interest thereon, with interest on any unpaid  
1023 installment of interest and all costs and expenses in connection with  
1024 any action or proceeding on behalf of such owners, are fully met and  
1025 discharged, or unless expressly permitted or otherwise authorized by  
1026 the terms of each contract and agreement made or entered into by or  
1027 on behalf of the state with or for the benefit of such owners, that the  
1028 state will impose, charge, raise, levy, collect and apply the pledged  
1029 revenues and other receipts, funds or moneys pledged for the payment  
1030 of debt service requirements as provided in sections 13b-74 to 13b-77,  
1031 inclusive, in such amounts as may be necessary to pay such debt  
1032 service requirements in each year in which bonds or bond anticipation  
1033 notes are outstanding and further, that the state (1) will not limit or  
1034 alter the duties imposed on the Treasurer and other officers of the state  
1035 by sections 3-21a, 3-27a, 3-27f, 12-458 and 12-458d, subsection (c) of  
1036 section 13a-80a, sections 13a-175p to 13a-175u, inclusive, subsection (f)  
1037 of section 13b-42, sections 13b-59, 13b-61, 13b-69, 13b-71, 13b-74 to 13b-  
1038 77, inclusive, and 13b-80, subsection (a) of section 13b-97, subsection  
1039 (a) of section 14-12, sections 14-15, 14-16a and 14-21c, subsection (a) of  
1040 section 14-25a, section 14-28, subsection (b) of section 14-35, subsection  
1041 (b) of section 14-41, section 14-41a, subsection (a) of section 14-44,  
1042 sections 14-47, 14-48b, 14-49 and 14-50, subsection (a) of section 14-50a,  
1043 sections 14-52 and 14-58, subsection (c) of section 14-66, subsection (e)  
1044 of section 14-67, sections 14-67a, 14-67d, 14-67l and 14-69, subsection  
1045 (e) of section 14-73, subsection (c) of section 14-96q, sections 14-103a  
1046 and 14-160, subsection (a) of section 14-164a, subsection (a) of section  
1047 14-192, sections 14-319, 14-320 and 14-381, subsection (b) of section 14-  
1048 382 and [sections 14-383 and] section 15-14 and by the proceedings  
1049 authorizing the issuance of bonds with respect to application of  
1050 pledged revenues or other receipts, funds or moneys pledged for the  
1051 payment of debt service requirements as provided in said sections; (2)  
1052 will not issue any bonds, notes or other evidences of indebtedness,  
1053 other than the bonds and bond anticipation notes, having any rights  
1054 arising out of said sections or secured by any pledge of or other lien or  
1055 charge on the pledged revenues or other receipts, funds or moneys  
1056 pledged for the payment of debt service requirements as provided in



1057 said sections; (3) will not create or cause to be created any lien or  
1058 charge on such pledged amounts, other than a lien or pledge created  
1059 thereon pursuant to said sections, provided nothing in this subsection  
1060 shall prevent the state from issuing evidences of indebtedness (A)  
1061 which are secured by a pledge or lien which is and shall on the face  
1062 thereof be expressly subordinate and junior in all respects to every lien  
1063 and pledge created by or pursuant to said sections; or (B) for which the  
1064 full faith and credit of the state is pledged and which are not expressly  
1065 secured by any specific lien or charge on such pledged amounts; or (C)  
1066 which are secured by a pledge of or lien on moneys or funds derived  
1067 on or after such date as every pledge or lien thereon created by or  
1068 pursuant to said sections shall be discharged and satisfied; (4) will  
1069 carry out and perform, or cause to be carried out and performed, each  
1070 and every promise, covenant, agreement or contract made or entered  
1071 into by the state or on its behalf with the owners of any bonds or bond  
1072 anticipation notes; (5) will not in any way impair the rights,  
1073 exemptions or remedies of such owners; and (6) will not limit, modify,  
1074 rescind, repeal or otherwise alter the rights or obligations of the  
1075 appropriate officers of the state to impose, maintain, charge or collect  
1076 the taxes, fees, charges and other receipts constituting the pledged  
1077 revenues as may be necessary to produce sufficient revenues to fulfill  
1078 the terms of the proceedings authorizing the issuance of the bonds,  
1079 including pledged revenue coverage requirements, and provided  
1080 nothing herein shall preclude the state from exercising its power,  
1081 through a change in law, to limit, modify, rescind, repeal or otherwise  
1082 alter the character or amount of such pledged revenues or to substitute  
1083 like or different sources of taxes, fees, charges or other receipts as  
1084 pledged revenues if, for the ensuing fiscal year, as evidenced by the  
1085 proposed or adopted budget of the state with respect to the Special  
1086 Transportation Fund, the projected revenues meet or exceed the  
1087 estimated expenses of the Special Transportation Fund including  
1088 accumulated deficits, if any, debt service requirements and any  
1089 pledged revenue coverage requirement. The State Bond Commission is  
1090 authorized to include this covenant of the state in any agreement with  
1091 the owner of any such bonds or bond anticipation notes.

1092 Sec. 35. Section 13b-79a of the general statutes is repealed and the  
1093 following is substituted in lieu thereof (*Effective July 1, 2005*):

1094 Not later than October 1, 1984, and annually thereafter, the  
1095 Commissioner of Transportation shall prepare a report on the current  
1096 status and progress of the transportation infrastructure program  
1097 authorized pursuant to special act 84-52 and sections 3-21a, 3-27a, 3-  
1098 27f, 12-458 and 12-458d, subsection (c) of section 13a-80a, sections 13a-  
1099 175p to 13a-175u, inclusive, subsection (f) of section 13b-42, sections  
1100 13b-59, 13b-61, 13b-69, 13b-71, 13b-74 to 13b-77, inclusive, and 13b-80,  
1101 subsection (a) of section 13b-97, subsection (a) of section 14-12, sections  
1102 14-15, 14-16a and 14-21c, subsection (a) of section 14-25a, section 14-28,  
1103 subsection (b) of section 14-35, subsection (b) of section 14-41, section  
1104 14-41a, subsection (a) of section 14-44, sections 14-47, 14-48b, 14-49 and  
1105 14-50, subsection (a) of section 14-50a, sections 14-52 and 14-58,  
1106 subsection (c) of section 14-66, subsection (e) of section 14-67, sections  
1107 14-67a, 14-67d, 14-67l and 14-69, subsection (e) of section 14-73,  
1108 subsection (c) of section 14-96q, sections 14-103a and 14-160, subsection  
1109 (a) of section 14-164a, subsection (a) of section 14-192, sections 14-319,  
1110 14-320 and 14-381, subsection (b) of section 14-382 and [sections 14-383  
1111 and] section 15-14. Each report shall include, but not be limited to:  
1112 Information on the number of lane miles of state and local roadway  
1113 repaved, the status of the state and local bridge programs, the status of  
1114 intrastate and interstate highway programs and the interstate trade-in  
1115 program and mass transportation and aeronautics programs. The  
1116 commissioner shall notify the joint standing committees of the General  
1117 Assembly having cognizance of matters relating to finance, revenue  
1118 and bonding and appropriations and the budgets of state agencies of  
1119 the availability of the report. A requesting member of such a  
1120 committee shall be sent a written copy or electronic storage media of  
1121 the report by the commissioner.

1122 Sec. 36. Sections 14-383 and 14-384 of the general statutes are  
1123 repealed. (*Effective July 1, 2005*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2005</i>	1-1h(b)
Sec. 2	<i>July 1, 2005</i>	14-1(a)(44)
Sec. 3	<i>July 1, 2005</i>	14-1(a)
Sec. 4	<i>July 1, 2005</i>	14-12(d)
Sec. 5	<i>October 1, 2005</i>	14-36a(c)
Sec. 6	<i>October 1, 2005</i>	14-44(a)
Sec. 7	<i>from passage</i>	14-44h(a)
Sec. 8	<i>July 1, 2005</i>	14-64
Sec. 9	<i>from passage</i>	14-96p(a)
Sec. 10	<i>from passage</i>	14-96q(c)
Sec. 11	<i>July 1, 2005</i>	14-103(d)
Sec. 12	<i>July 1, 2005</i>	14-179
Sec. 13	<i>July 1, 2005</i>	New section
Sec. 14	<i>July 1, 2005</i>	New section
Sec. 15	<i>October 1, 2005</i>	14-1(a)(10)
Sec. 16	<i>October 1, 2005</i>	14-1(a)(67)
Sec. 17	<i>October 1, 2005</i>	14-49(e)
Sec. 18	<i>October 1, 2005</i>	New section
Sec. 19	<i>October 1, 2005</i>	14-12b(a)
Sec. 20	<i>October 1, 2005</i>	14-36(e)
Sec. 21	<i>October 1, 2005</i>	14-44k(c)
Sec. 22	<i>October 1, 2005</i>	14-54
Sec. 23	<i>from passage</i>	14-66(a)
Sec. 24	<i>October 1, 2005</i>	14-80h
Sec. 25	<i>October 1, 2005</i>	14-105
Sec. 26	<i>from passage</i>	14-111k
Sec. 27	<i>October 1, 2005</i>	14-145b(b)
Sec. 28	<i>October 1, 2005</i>	14-150(e)
Sec. 29	<i>October 1, 2005</i>	14-227a(i)
Sec. 30	<i>October 1, 2005</i>	14-227j(a)
Sec. 31	<i>October 1, 2005</i>	New section
Sec. 32	<i>July 1, 2005</i>	13b-59(f)
Sec. 33	<i>July 1, 2005</i>	13b-76(a) to (g)
Sec. 34	<i>July 1, 2005</i>	13b-77(c)
Sec. 35	<i>July 1, 2005</i>	13b-79a
Sec. 36	<i>July 1, 2005</i>	Repealer section

***Statement of Legislative Commissioners:***

Sections 32 to 35, inclusive, were added to the bill in order to bracket references in the general statutes to section 14-383, which is being repealed by this bill.

***TRA***      *Joint Favorable Subst.*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

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***OFA Fiscal Note and OLR Bill Analysis***

**sSB-1116**

***AN ACT AMENDING CERTAIN MOTOR VEHICLE STATUTES.***

**OFA FISCAL IMPACT:**

OFA Fiscal Impact:

***State Impact:***

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Public Utilities Control	GF - None	None	None
Judicial Department	GF - Revenue Gain	See Below	See Below
Department of Motor Vehicles	TF - Cost	\$40,000	\$25,000

Note: GF = General Fund; TF=Transportation Fund

***Municipal Impact:*** Yes

***Explanation***

A section-by-section fiscal impact analysis is presented in conjunction with the bill summary.

**OLR SUMMARY:**

This bill changes the motor vehicle laws in a number of areas including (1) personal identification and other requirements for vehicle registration applicants, (2) disqualification from driving a commercial motor vehicle for alcohol use in a private vehicle, (3) notice requirements to holders of non-driver photo identification cards, (4) a license exemption for utility trailer manufacturers, (5) ignition interlock requirements for second-time drunk driving offenders, (6) joint owners listed on motor vehicle title certificates, (7) service buses

and student transportation vehicles, (8) combination vehicle registrations and pick up trucks, (9) proof of financial responsibility for special use registrations, (10) local approval of motor vehicle dealer or repairer business locations, (11) Department of Motor Vehicle (DMV) review of wrecker rates and charges, (12) engine compression braking devices on trucks, (13) video monitoring devices in vehicles, (14) towed motor vehicles, (15) postponement of requirements for checking the out-of-state driver histories of commercial drivers' license renewal applicants, (16) defining camp vehicles and requiring a special license endorsement for their drivers, (17) suspending dealer or repairer licenses for failing to secure or account for certain official materials, (18) flashing lights and flashing light permits for certain vehicles, and (19) requirements when filing a driver's license application.

The bill also (1) prohibits carrying a dog in a pickup truck bed unless the dog is secured or protected from being thrown, falling, or jumping from the vehicle; (2) makes it an infraction to drive a motor vehicle over, through, or under any highway bridge or structure if its height or load exceeds the vertical clearance or load restriction posted for the bridge or structure; and (3) eliminates DMV's authority to issue dealer plates and temporary registrations for snowmobile and all-terrain vehicle dealers.

EFFECTIVE DATE: October 1, 2005 except the provisions relating to (1) ID card notification, (2) utility trailer manufacturer license exemption, (3) camp trailer definition (but not the endorsement requirement), (4) personal identification and driver's license requirement for registration applicants, (5) grounds for dealer and repairer suspension, (6) service buses and STVs, (6) joint owners on vehicle titles, and (7) elimination of snowmobile and all-terrain vehicle dealer plates and temporary registrations are effective on July 1, 2005; and the provisions relating to (1) postponement of out-of-state commercial driver histories, (2) flashing lights and flashing light permits, and (3) the technical changes are effective upon passage

## **§ 1 – Expiration Notice for Non-driver Photo Identification Cards**

**OFA Fiscal Impact:****State Impact:**

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - Cost	Less than \$10,000	Less than \$10,000

Note: TF=Transportation Fund

**Municipal Impact:** None**Explanation**

The cost to the Department of Motor Vehicles to notify by mail holders of identity cards prior to expiration is expected to less than \$10,000 annually. There are approximately 65,000 non-driver identification cards but not all expire in the same fiscal year. Non-driver photo identification cards are valid for four years.

**OLR Analysis**

By law, non-driver photo identification cards issued by DMV are valid for four years. The bill requires DMV to notify cardholders prior to expiration of their identity cards.

**§ 2 – Utility Trailer Manufacturers****OFA Fiscal Impact:****State Impact:**

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - None	None	None

Note: TF=Transportation Fund

**Municipal Impact:** None**Explanation**

This section of the bill is not anticipated to result in any fiscal impact

to the Department of Motor Vehicles.

### OLR Analysis

The bill exempts businesses that build utility trailers from requirements that they obtain a DMV motor vehicle manufacturer's license.

### §§ 3, 5-6 – Camp Vehicles

#### OFA Fiscal Impact:

##### **State Impact:**

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - None	None	None

Note: TF=Transportation Fund

##### **Municipal Impact:** None

#### **Explanation**

This section of the bill is not anticipated to result in any fiscal impact to the Department of Motor Vehicles. The department will be able to accommodate any additional administrative functions resulting from passage of the bill within its anticipated budgetary resources.

### OLR Analysis

The bill defines a "camp vehicle" as a motor vehicle that is regularly used to transport passengers under age 18 in connection with the activities of a youth camp. It requires anyone who drives a camp vehicle to have an "A" endorsement on his driver's license.

By law, a youth camp is a regularly scheduled program or organized group activity advertised as a camp or operated by a public or private entity for recreational or educational purposes accommodating five or more children under age 18 who are (1) not



bona fide personal guests in a person's private home and (2) living apart from their relatives, parents, or legal guardian for a period of three or more days, or portions of days, per week provided a relative, parent, or guardian employed by the camp may not be considered in the position of, *loco parentis* to his child.

#### § 4 – Requirements for Vehicle Registration

##### OFA Fiscal Impact:

##### State Impact:

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - None	None	None

Note: TF=Transportation Fund

##### Municipal Impact: None

##### Explanation

This section of the bill is not anticipated to result in any fiscal impact to the Department of Motor Vehicles. The department will be able to accommodate any additional administrative functions resulting from passage of the bill within its anticipated budgetary resources.

##### OLR Analysis

The bill authorizes the motor vehicle commissioner to require any applicant for a motor vehicle registration (1) to provide satisfactory personal identification and (2) if they are a Connecticut resident, to get a Connecticut driver's license or non-driver photo identification card. By law, a person may not operate his motor vehicle in Connecticut for more than 60 days after establishing a residence here unless he gets a Connecticut registration for the vehicle. A "resident" for purposes of registering motor vehicles includes (1) any person having a residence in Connecticut that he occupies for more than six months in a year or (2) any person, firm, or corporation owning or leasing a motor vehicle used or operated in intrastate business in Connecticut, or a firm or

corporation having a principal office or place of business in Connecticut (CGS § 14-1(a)(73)).

## **§ 7 – Out-of-State Driving Record Requests for Commercial Driver’s License Applicants**

**OFA Fiscal Impact:**

### **State Impact:**

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - None	None	None

Note: TF=Transportation Fund

**Municipal Impact:** None

### **Explanation**

This section of the bill is not anticipated to result in any fiscal impact to the Department of Motor Vehicles.

### **OLR Analysis**

The bill delays, from January 1, 2005 to September 1, 2005, a requirement that DMV request copies of a commercial driver’s license applicant’s driving record at the time of first renewal from all states where he has previously been licensed to drive.

## **§ 8 – Failure of Dealers or Repairers to Secure, Account for, or Surrender Official Registration Plates and Materials**

**OFA Fiscal Impact:**

### **State Impact:**

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF – Revenue Gain	Less than \$10,000	Less than \$10,000

Note: TF=Transportation Fund

**Municipal Impact:** None

**Explanation**

The Department of Motor Vehicles will be able to accommodate any additional administrative functions resulting from passage of the bill within its anticipated budgetary resources. Any revenue gain from provisions of this section is anticipated to be less than \$10,000 annually.

**OLR Analysis**

The bill allows the commissioner to suspend or revoke the license of, or impose a civil penalty of up to \$1,000 upon, or both, any licensed motor vehicle dealer or repairer who fails to secure, account for, or surrender to the commissioner on demand any official registration plates or any other official materials in his custody.

**§§ 9 & 10– Flashing Lights and Flashing Light Permits****OFA Fiscal Impact:****State Impact:**

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - None	None	None

Note: TF=Transportation Fund

**Municipal Impact:** None**Explanation**

This section of the bill is not anticipated to result in any fiscal impact to the Department of Motor Vehicles. The department will be able to accommodate any additional administrative functions resulting from passage of the bill within its anticipated budgetary resources.

**OLR Analysis**

Currently, flashing or revolving white lights may be displayed on the motor vehicles of up to four paid fire chiefs and their deputies and

assistants and up to four volunteer fire chiefs and their deputies and assistants per municipality. The bill expands this authorization to up to five paid and five volunteer fire chiefs, deputies, and assistants per fire department.

The bill requires the DMV commissioner to issue flashing light permits for an ambulance when it is being registered or having its registration renewed and requires “special” rather than a written permits, which appears to allow the commissioner to indicate the permit by alternate means, for example, through a stamp on the registration certificate.

## **§ 11 – Service Bus Safety Inspections**

### **OFA Fiscal Impact:**

#### **State Impact:**

<b>Agency Affected</b>	<b>Fund-Effect</b>	<b>FY 06 \$</b>	<b>FY 07 \$</b>
Department of Motor Vehicles	TF – None	None	None

Note: TF=Transportation Fund

#### **Municipal Impact:** None

#### **Explanation**

There is no fiscal impact to the state as state and municipally owned services buses are currently exempted from the state inspection fee.

### **OLR Analysis**

The bill requires service buses to undergo a safety inspection before they are initially registered by DMV, as well as before each registration renewal as required by current law. It exempts service buses owned by the state or a municipality from the \$40 inspection fee and allows DMV to use both licensed motor vehicle dealers and repairers, rather than only repairers, to conduct these inspections. It also limits the inspection fee dealers and repairers may charge for service bus inspections to a maximum of \$40, or a maximum of \$80 if the service

bus has a gross vehicle weight rating of more than 26,000 pounds.

## § 12 – Title Certificates for Jointly Owned Motor Vehicles

**OFA Fiscal Impact:**

**State Impact:**

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - None	None	None

Note: TF=Transportation Fund

**Municipal Impact:** None

### **Explanation**

This section of the bill is not anticipated to result in any fiscal impact to the Department of Motor Vehicles. The department will be able to accommodate any additional administrative functions resulting from passage of the bill within its anticipated budgetary resources.

### **OLR Analysis**

When a motor vehicle title certificate lists two or more people as joint owners, the bill allows any of the listed owners, unless precluded by law, to transfer ownership of the vehicle to himself or anyone else in the manner provided by law. The bill permits the commissioner to presume that if someone's name appears on both the title certificate and registration certificate, he is a joint owner empowered to transfer ownership.

## §§ 13 & 14 – Distinctive License Plates for Student Transportation Vehicles

**OFA Fiscal Impact:**

**State Impact:**

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
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Department of Motor Vehicles	TF - Cost	\$40,000	\$25,000
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Note: TF=Transportation Fund

**Municipal Impact:** None

**Explanation**

There is anticipated cost to the Department of Motor Vehicles for computer programming, mailing, and setup for the new marker plate. The initial cost is anticipated to be \$40,000 in FY 05 and \$25,000 in each year thereafter.

**OLR Analysis**

The bill requires the commissioner to issue distinctive license plates to any vehicle, except a taxicab or motor vehicle in livery service, used as a student transportation vehicle (STV). It requires STV registrations to be renewed annually and subjects STVs to safety inspections prior to initial registration and before registration renewal. The STV inspection fee is \$20, except STVs owned by the state or municipalities are exempt from the fee.

Vehicles eligible for STV marker plates must pay one half of the fee applicable to service buses or passenger vehicles, depending on their design, to reflect the one-year, rather than two-year registration cycle.

An STV is any motor vehicle other than a registered school bus used by a carrier for transporting students, including children requiring special education.

**§ 15-17 – Combination Registrations and Pickup Trucks**

**OFA Fiscal Impact:**

**State Impact:**

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - None	None	None

Note: TF=Transportation Fund

***Municipal Impact:*** None

***Explanation***

This section of the bill is not anticipated to result in any fiscal impact to the Department of Motor Vehicles. The department will be able to accommodate any additional administrative functions resulting from passage of the bill within its anticipated budgetary resources.

***OLR Analysis***

The bill increases the maximum gross vehicle weight-rating (GVWR) limit for vehicles to qualify for a combination registration from 10,000 to 12,500 pounds. However, it does not make a conforming change in the law setting license fees. A combination registration is issued to a vehicle that is used for both commercial and private passenger transportation purposes.

The bill eliminates the limitation in the definition of a pickup truck specifying that, to be considered a pickup truck, a vehicle must have a GVWR rating of less than 10,000 pounds. However, it re-imposes the 10,000-pound limit for pickup trucks in the fee statute that partially determines the registration categories for which they are eligible. It appears that, under the bill, a pickup truck with GVWR of 8,500 pounds or less would be eligible for either a passenger, combination, or commercial registration, depending on its use and a pickup truck with a GVWR of more than 8,500 pounds, but less than 10,000 pounds would be eligible for either a combination or commercial registration. However, it is unclear how a pickup truck with a GVWR of 10,000 or more, but less than 12,500 pounds would be treated.

**§ 18 – Carrying Dogs in Pickup trucks**

***OFA Fiscal Impact:***

***State Impact:***

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - None	None	None
Judicial Dept.	GF - Revenue Gain	Less than \$5,000	Less than \$5,000
Public Safety, Dept.	GF - Cost	None	None

Note: TF=Transportation Fund; GF=General Fund

### ***Municipal Impact:***

Municipalities	Effect	FY 06 \$	FY 07 \$
Municipal Police Departments	Cost	None	None

### ***Explanation***

The bill is not anticipated to result in any fiscal impact to the Department of Motor Vehicles. It is anticipated that the new infraction would generate less than \$5,000 in state revenues annually. The bill would result in additional workload for local and state police officers, but is not anticipated to result in a cost.

### **OLR Analysis**

The bill prohibits someone from transporting a dog in the rearward compartment of a pickup truck unless it is secured in a cage or other container or otherwise protected or secured in a way that prevents it from being thrown, falling, or jumping from the vehicle. The bill specifies no penalty for violations, but, depending on where the provision is codified, a general penalty might apply. For example, if it were to be codified in chapter 248 of Title 14 of the statutes (Vehicle Highway Use), it would fall under a general penalty provision that specifies a maximum fine of \$50 for violations that are not designated as infractions and for which no other penalty is provided.

### **§ 19 – Proof of Financial Responsibility for Vehicles with Special Use Registrations**

### **OFA Fiscal Impact:**

### ***State Impact:***



Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - None	None	None
Judicial Dept.	GF - Revenue Gain	Less than \$50,000	Less than \$50,000
Public Safety, Dept.	GF - Cost	None	None

Note: TF=Transportation Fund; GF=General Fund

### ***Municipal Impact:***

Municipalities	Effect	FY 06 \$	FY 07 \$
Municipal Police Departments	Cost	None	None

### ***Explanation***

The bill is not anticipated to result in any fiscal impact to the Department of Motor Vehicles. It is anticipated that the new infraction would generate less than \$50,000 in state revenues annually. The bill would result in additional workload for local and state police officers, but is not anticipated to result in a cost.

### **OLR Analysis**

By law, DMV may issue a special use registration good for up to 30 days to a vehicle for the sole purpose of it being driven to another state where it is to be registered and exclusively used. For vehicles with such registrations, the bill allows the commissioner to accept, in lieu of the proof of insurance required by Connecticut law, proof he finds satisfactory of substantially similar insurance issued by an insurer licensed to do business in the state in which the vehicle is to be registered.

### **§ 20 – Driver’s License Applications**

### **OFA Fiscal Impact:**

### ***State Impact:***

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - None	None	None

Note: TF=Transportation Fund

***Municipal Impact:*** None

***Explanation***

This section of the bill is not anticipated to result in any fiscal impact to the Department of Motor Vehicles. The department will be able to accommodate any additional administrative functions resulting from passage of the bill within its anticipated budgetary resources.

***OLR Analysis***

Currently, a new driver's license applicant must sign and file the application under oath. The bill allows such applications to be made subject to the statutory penalties for false statement in the second degree in lieu of being made under oath. False statement in the second degree is a class A misdemeanor punishable by a fine of up to \$2,000, or imprisonment for up to one year, or both.

**§ 21 – Disqualification from Driving a Commercial Motor Vehicle**

**OFA Fiscal Impact:**

***State Impact:***

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - None	None	None

Note: TF=Transportation Fund

***Municipal Impact:*** None

***Explanation***

This section of the bill is not anticipated to result in any fiscal impact to the Department of Motor Vehicles.

***OLR Analysis***

Currently, someone who holds a commercial driver's license is disqualified from driving a commercial motor vehicle for one year if

the DMV commissioner finds that, while operating any motor vehicle, he has refused to submit to a chemical test of his blood-alcohol content (BAC) or, as a result of such a test, was found to have a BAC of .04% or more. The bill requires, instead, that a BAC test result be .08% or more, instead of .04% or more, if person was driving a motor vehicle other than a commercial motor vehicle, thus eliminating a situation where the person might not be charged with any violation of law since the per se limit for driving under the influence of alcohol is .08%, but would still be disqualified from driving a commercial motor vehicle for one year.

## **§ 22 – Local Approval of Location of a Licensed Motor Vehicle Dealer or Repairer**

### **OFA Fiscal Impact:**

#### **State Impact:**

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - None	None	None

Note: TF=Transportation Fund

#### **Municipal Impact:**

Municipalities	Effect	FY 06 \$	FY 07 \$
Municipal Police Departments	Cost	None	None

### **Explanation**

This section of the bill is not anticipated to result in any fiscal impact to the Department of Motor Vehicles. This section would result in a reduced workload for local police officers, but is not anticipated to result in a cost savings.

### **OLR Analysis**

Currently, someone who applies for a motor vehicle dealer or repairer license must present DMV with a certificate of location approval from the appropriate local authority designated by local

charter, regulation, or ordinance, except that in any municipality with a zoning commission, combined planning and zoning commission, and zoning board of appeals, the certificate must come from the board of appeals. In addition, the certificate must be approved by the local chief of police, if any, or the commander of the state police barracks nearest the proposed location if none.

The bill eliminates the requirement for police approval of a location certificate and, when the municipality has a zoning commission, combined planning and zoning commission, and zoning board of appeals, it requires the location approval certificate to be issued by the zoning commission instead of the board of appeals.

### **§ 23 – DMV Review of Wrecker Rates**

#### **OFA Fiscal Impact:**

#### **State Impact:**

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - None	None	None

Note: TF=Transportation Fund

#### **Municipal Impact:** None

#### **Explanation**

This section of the bill is not anticipated to result in any fiscal impact to the Department of Motor Vehicles. The department will be able to accommodate any additional administrative functions resulting from passage of the bill within its anticipated budgetary resources.

#### **OLR Analysis**

Currently, the motor vehicle commissioner must establish a schedule of reasonable rates and charges wrecker operators may charge for nonconsensual vehicle towing and storage. The commissioner may amend these schedules from time to time. The bill, instead, requires the commissioner to reconsider the established rates

and charges only upon petition of a licensed wrecker operator and not more than once every two years. It permits the commissioner to amend the rates and charges if he determines after considering the various factors the law specifies that the rates and charges are no longer just and reasonable. These factors include rates set by other jurisdictions, charges for towing pursuant to a contract with a DMV-licensed automobile club or association, and rates published in standard service manuals.

By law, only licensed motor vehicle dealers and repairers may engage in the business of towing motor vehicles for compensation.

## **§ 24 – Trucks Equipped with Engine Compression Brake Devices**

### **OFA Fiscal Impact:**

#### **State Impact:**

<b>Agency Affected</b>	<b>Fund-Effect</b>	<b>FY 06 \$</b>	<b>FY 07 \$</b>
Department of Motor Vehicles	TF - None	None	None
Judicial Dept.	GF - Revenue Gain	Less than \$50,000	Less than \$50,000

Note: TF=Transportation Fund; GF=General Fund

**Municipal Impact:** None

#### **Explanation**

This section of the bill is not anticipated to result in any fiscal impact to the Department of Motor Vehicles. The department will be able to accommodate any additional administrative functions resulting from passage of the bill within its anticipated budgetary resources. Any revenue gain from this provision in the bill is anticipated to be less than \$50,000 annually.

#### **OLR Analysis**

The bill requires any truck equipped with an engine compression brake device (commonly known as “Jake brakes”) to be equipped with

a muffler for the device that is in good working condition. Violations of this requirement are punishable by a fine of up to \$500, in addition to any penalty that may apply for violating the maximum motor vehicle noise limits of existing law. The bill authorizes the motor vehicle commissioner to adopt implementing regulations.

## **§ 25 – Video Displays in Motor Vehicles**

**OFA Fiscal Impact:**

**State Impact:**

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - None	None	None

Note: TF=Transportation Fund

**Municipal Impact:** None

### **Explanation**

This section of the bill is not anticipated to result in any fiscal impact to the Department of Motor Vehicles.

### **OLR Analysis**

Current law prohibits any television screen or similar device that is visible to the driver of a motor vehicle, except a video display unit used for instrumentation purposes or a closed video monitor for backing, provided the monitor screen is disabled when the vehicle's transmission is shifted out of reverse. The bill, instead, allows these monitors to remain active for up to 15 seconds after the vehicle is shifted out of reverse.

## **§ 26 – Technical Changes**

**OFA Fiscal Impact:**

**State Impact:**

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - None	None	None

Note: TF=Transportation Fund

**Municipal Impact:** None

**Explanation**

This section of the bill is not anticipated to result in any fiscal impact to the Department of Motor Vehicles.

**OLR Analysis**

This provision makes technical changes.

**§ 27 & 28 – Towed Vehicles**

**OFA Fiscal Impact:**

**State Impact:**

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - None	None	None

Note: TF=Transportation Fund

**Municipal Impact:** None

**Explanation**

Sections 27 and 28 of the bill are not anticipated to result in any fiscal impact to the Department of Motor Vehicles. The department will be able to accommodate any additional administrative functions resulting from passage of the bill within its anticipated budgetary resources.

**OLR Analysis**

Currently, when a private property owner or lessee, or his agent, has a motor vehicle left on his property without authorization removed, the vehicle must be released by the tower to its owner, or the owner's agent, if certain conditions are met, one of which may be a

signed declaratory statement that the vehicle was removed illegally. The bill, instead, prohibits any such general release from liability for any claim that the vehicle was towed without justification from being required from the vehicle's owner or his agent as a condition of release.

The bill also shortens the time that towers must hold vehicles before they may sell them to recover towing and storage charges when they have removed them at the direction of the police or DMV inspectors because they are a menace to traffic, public safety, or public health, or because they are apparently abandoned or without proper registration. It decreases the holding period from 15 to 10 days if the vehicle's market value is \$1,500 or less and from 45 to 30 days if its value is more than \$1,500.

### **§§ 29 & 30 – Motor Vehicle Ignition Interlock Devices**

#### **OFA Fiscal Impact:**

#### **State Impact:**

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - None	None	None

Note: TF=Transportation Fund

#### **Municipal Impact:** None

#### **Explanation**

These sections of the bill are not anticipated to result in any fiscal impact to the Department of Motor Vehicles. These sections clarify current law and make technical changes.

#### **OLR Analysis**

Currently, someone convicted for driving under the influence of alcohol, drugs, or both (DWI) is subject to, among other things, a three-year driver's license suspension. However, if someone qualifies and has served at least one year, the motor vehicle commissioner must



allow them, in lieu of the remainder of the suspension, to drive vehicles that have been equipped with approved ignition interlock devices. This applies to all motor vehicles the person owns or operates. The bill limits the ignition interlock requirements only to passenger motor vehicles.

Currently, if the commissioner determines that someone whose license has been suspended for DWI may have a condition that would make him incapable of safely driving a motor vehicle, he may require the person to operate only an ignition interlock vehicle for any period he determines as a condition for license reinstatement. The bill eliminates this authority.

The bill also eliminates a requirement making someone who has not enrolled in the statutorily required substance abuse treatment program for DWI offenders ineligible for operation of ignition interlock equipped vehicles in lieu of two years of the three-year license suspension. This provision has no current application since the ignition interlock requirements apply to second DWI offenders and the substance abuse treatment program requirement is applied to first offenders. DWI offenders are not required to participate in the treatment program more than once and if they fail to satisfy the requirements after their first offense, their license is not reinstated.

Ignition interlock devices are special equipment that requires a driver to provide a breath sample before the vehicle can be started. If the sample yields a BAC above a threshold level, which in Connecticut has been set by statute at .025%, the vehicle cannot be started. The ignition interlock system also requires the driver to provide breath samples periodically while the vehicle is in use in order for it to remain running.

### **§ 31 – Violating Posted Bridge Height and Weight Restrictions**

**OFA Fiscal Impact:**

**State Impact:**

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - None	None	None
Judicial Dept.	GF - Revenue Gain	Less than \$50,000	Less than \$50,000
Public Safety, Dept.	GF - Cost	None	None

Note: TF=Transportation Fund; GF=General Fund

**Municipal Impact:**

Municipalities	Effect	FY 06 \$	FY 07 \$
Municipal Police Departments	Cost	None	None

**Explanation**

The bill is not anticipated to result in any fiscal impact to the Department of Motor Vehicles. It is anticipated that the new infraction would generate less than \$50,000 in state revenues annually. The bill would result in additional workload for local and state police officers, but is not anticipated to result in a cost.

**OLR Analysis**

The bill prohibits someone from driving or moving a motor vehicle over, on, through, or under any bridge or structure on a highway if the height of the vehicle or its load exceeds the vertical clearance or load limit shown by an official traffic control device (i.e. a traffic regulatory sign). Violations are designated as infractions.

**§§ 32-36 – Elimination of Dealer and Temporary Registration for Snowmobiles and All-Terrain Vehicles****OFA Fiscal Impact:****State Impact:**

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - None	None	None

Note: TF=Transportation Fund

**Municipal Impact:** None

**Explanation**

This section of the bill is not anticipated to result in any fiscal impact to the Department of Motor Vehicles.

**OLR Analysis**

The bill eliminates requirements that the motor vehicle commissioner issue snowmobile and all-terrain vehicle dealers (1) general distinguishing number plates, i.e. dealer plates for demonstration or sale purposes and (2) 10-day temporary registration plates that the dealer may attach when a snowmobile or all-terrain vehicle is sold at retail.

**COMMITTEE ACTION**

Transportation Committee

Joint Favorable Substitute

Yea 29      Nay 0